

**App. Serial No.: 09/776,730**  
**Atty Docket No. HAR59 029**  
**Petition Under 37 C.F.R. 1.181(a)**

## **EXHIBIT B**

Copies of the April 28, 2004 communication, along with a copy of the facsimile confirmation showing successful transmission to the USPTO, the communication including copies of the previously filed Response, Petition for Extension of Time, Certificate of Facsimile transmission.

## MESSAGE CONFIRMATION

APR-28-2004 01:17 PM WED

FAX NUMBER :  
 NAME : DIMOCK STRATTON

NAME/NUMBER : \*223\*06630151\*17037469430  
 PAGE : 11  
 START TIME : APR-28-2004 01:14PM WED  
 ELAPSED TIME : 03' 06"  
 MODE : STD ECM  
 RESULTS : [ O.K. ]

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**DIMOCK STRATTON CLARIZIO LLP**  
*Barristers and Solicitors • Patent and Trade-Mark Agents*

**FAX**

DATE: April 28, 2004

TO: NAME & FIRM	PHONE #	FAX #
Examiner Treffaney R. Lowe United States Patent and Trademark Office GROUP ART UNIT: 2697	1-703-305-5593	1-703-746-9430

FROM: Mark B. Eisen

OUR FILE: 663-151/MBE

TOTAL PAGES SENT (including this page): 11

Confirmation of facsimile to follow:  Yes  No, unless requested

If you do not receive all the pages of this facsimile clearly,  
 please call Liz Forster at (416) 971-7202.

## NOTES:

Re: U.S. Patent Application No. 09/776,730

*Documents Enclosed: Confirmation of successful  
 facsimile transmission, facsimile cover sheet, applicant's response  
 dated January 9, 2004 (signature page in duplicate) with the Certificate of  
 Facsimile Transmission, Petition for two month extension of time  
 (in duplicate).*

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**DIMOCK STRATTON LLP**

*Intellectual Property Law*

**MARK B. EISEN**

Ext. 242

[meisen@dimock.com](mailto:meisen@dimock.com)

Certified by the Law Society as a Specialist  
in Intellectual Property (Patent) Law

**SENT BY FAX (703) 746-9430**

April 28, 2004

Commissioner for Patents  
U.S. Patent and Trademark Office  
2011 South Clark Place  
Crystal Plaza 2, Lobby, Room 1B03  
Arlington, VA 22202  
U.S.A.

**Attention: Examiner Treffaney R. Lowe**

Dear Sir:

**Re: United States Patent Application No. 09/776,730**

**Filing Date: February 6, 2001**

**Art Unit: 2697**

**Title: METHOD AND APPARATUS FOR PACKING AND  
DECODING AUDIO AND OTHER DATA**

**Applicant: Innovision Limited**

**Our File: 663-151/MBE**

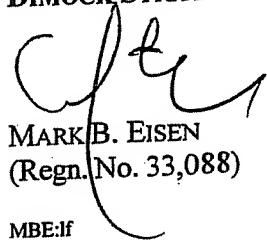
This is further to the telephone conversation between the undersigned and Mr. Patrick Edward on April 27, 2004, in which I was advised that no response had been received in reply to the Office Action dated August 11, 2003.

The applicant did timely file a response to the office action mailed August 11, 2003. The response was filed by facsimile on January 9, 2004 with a Petition for a two month extension of time for responding.

As proof thereof, I attach a copy of the applicant's response dated January 9, 2004 with the Certificate of Facsimile Transmission and the Petition for a two month extension; a copy of the facsimile cover page sent with the response; and a copy of the facsimile confirmation sheet confirming successful transmission of the Response, Petition and cover sheet on that date.

Further action is therefore respectfully requested.

Yours very truly,  
**DIMOCK STRATTON LLP**

  
MARK B. EISEN  
(Regn. No. 33,088)

MBE:lf

Encls.

## MESSAGE CONFIRMATION

JAN-09-2004 12:47 PM FRI

FAX NUMBER :  
NAME :

NAME/NUMBER : \*315\*06630151\*17037469430  
 PAGE : 7  
 START TIME : JAN-09-2004 12:45PM FRI  
 ELAPSED TIME : 01' 40"  
 MODE : STD ECM  
 RESULTS : [ O.K. ]

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**DIMOCK STRATTON CLARIZIO LLP**  
*Barristers and Solicitors • Patent and Trade-Mark Agents*

**FAX**

DATE: January 9, 2004

TO: NAME & FIRM	PHONE #	FAX #
Examiner Treffaney R. Lowe United States Patent and Trademark Office GROUP ART UNIT: 2697	1-703-305-5593	1-703-746-9430

FROM: Mark B. Eisen

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TOTAL PAGES SENT (including this page): 7

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## NOTES:

Re: U.S. Patent Application No. 09/776,730

*Documents Enclosed: Response to Office Action of  
August 11, 2003 (signature page in duplicate); Petition for 2 month  
extension of time (in duplicate).*

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Serial No.: 09/776,730  
Filing Date: February 6, 2001  
Applicant: Innovision Limited  
Title: METHOD AND APPARATUS FOR PACKING AND DECODING  
AUDIO AND OTHER DATA  
Examiner: Treffaney R. Lowe  
Attorney's Ref: 663-151/MBE

Commissioner of Patents  
U.S. Patent and Trademark Office  
2011 South Clark Place  
Crystal Plaza 2, Lobby, Room 1B03  
Arlington, VA 22202  
U.S.A.

Dear Sir:

**PETITION FOR EXTENSION OF TIME**

The applicant requests that the time for taking action in this case be extended pursuant to 37 CFR §1.135(a) for:

one month                            three months  
 two months                            four months

The fee set in 37 CFR §1.17 for the extension of time is \$420.

- Applicant is a small entity entitled to pay reduced fees in this application.  
 Our check in the amount of \$ is enclosed.  
 Fee of \$420. is to be charged to our Deposit Account No. 500663. A duplicate of this paper is enclosed.  
 The Commissioner is authorized to charge any deficiency or credit any overpayment in the above fees to our Deposit Account No. 500663. A duplicate of this paper is enclosed if required for this purpose.

Also enclosed is a:

- Response            Notice of Appeal            Appeal Brief  
 Other: [provide details]

INNOVISION LIMITED

by

Mark B. Eisen  
Reg. No. 33088

Date: January 9, 2004

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Serial No.: 09/776,730  
Filing Date: February 6, 2001  
Applicant: Innovision Limited  
Title: METHOD AND APPARATUS FOR PACKING AND DECODING  
AUDIO AND OTHER DATA  
Examiner: Treffaney R. Lowe  
Attorney's Ref: 663-151/MBE

Commissioner of Patents  
U.S. Patent and Trademark Office  
2011 South Clark Place  
Crystal Plaza 2, Lobby, Room 1B03  
Arlington, VA 22202  
U.S.A.

COPY

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( ) Our check in the amount of \$ is enclosed.

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Response       Notice of Appeal       Appeal Brief  
 Other: [provide details]

INNOVATION LIMITED

17

1 mm

by Mark B. Eisen

Mark B. Eisen  
Reg. No. 33088

Reg. No. 55088

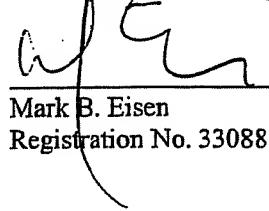
Date: January 9, 2004

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this document and the documents indicated as enclosed herewith are being sent by facsimile transmission to the United States Patent and Trademark Office on the date set forth below.

January 9, 2004

Date

  
Mark B. Eisen  
Registration No. 33088

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Application No.: 09/776,730

Filing Date: February 6, 2001

Applicant: Innovision Limited

Title: METHOD AND APPARATUS  
FOR PACKING AND  
DECODING AUDIO AND  
OTHER DATA

Examiner: Treffaney R. Lowe

Attorney's Ref.: 663-151/MBE

**AMENDMENT**

In response to the Official Action  
Dated: August 11, 2003

Commissioner for Patents  
U.S. Patent and Trademark Office  
2011 South Clark Place  
Customer Window, Mail Stop Non-Fee Amendment  
Crystal Plaza 2, Lobby, Room 1B03  
Arlington, VA 22202  
U.S.A.

Dear Sir:

**REMARKS**

The Examiner has rejected claims 1, 2 and 10 as being obvious based on Kopf in view of Fielder, and further in view of Warren. In respect of claim 1, the Examiner's position is that Fielder discloses steps a. and b., Warren teaches steps c. and e., and Kopf teaches step d. The applicant respectfully submits that there is no motivation for this combination, but it is not necessary to

rely on this to traverse the objection because Fielder does not teach steps a. and b. of the claimed method. In particular, Fielder does not teach providing one word in each compression packet with a component of configuration data, so that overall a compression block contains sufficient configuration information to identify the manner of packing data into the compression block.

The passage in Fielder cited by the Examiner, column 8, lines 41-43, teaches control data being generated for a control segment 270 that includes a synchronization pattern which allows decoders to synchronize to sequential frames. This has nothing to do with the manner of packing data into the frames, but rather provides synchronization information only. Equally important, the control data is not indicated as being merely "a component" of configuration data, which is read together with other components to identify the manner of packing the data.

In fact, Fielder specifically teaches away from this feature, stating that his process may be repeated for each block of the audio signal coded into a corresponding sequential frame of the data channel (col. 8, lines 49-52). There would be reason to repeat the process for each block of the audio signal, and in fact it would not be possible to repeat the process for each block of the audio signal, if Fielder generated *different* components of configuration data in each block. Fielder's system is redundant, and the repetition of the same configuration data in different blocks takes up space that could be used for other data.

According to the present invention, compressed audio and other data is packed into any available bits for an audio subframe in a way that the packing method used can be detected and decoded at the receiving station. Each word within a compression block (e.g. consisting of 48 compression packets) is provided with only a component of the configuration information. The packing methodology is decoded at the receiving end after the various components within the compression block have been read. In this manner, the redundancy inherent in systems like Fielder's is avoided, allowing more information to be packed into the remaining available bits; accommodating 16, 20 and 24 bit resolutions; and allowing for packing in a variety of formats, including different formats for different channels.

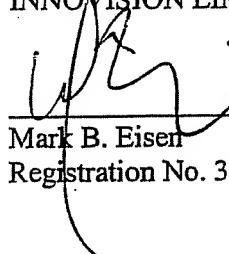
January 9, 2004

The applicant thus submits that claim 1 and 11 as presently written distinguish the invention over the cited prior art. Favourable reconsideration and allowance of this application are therefore respectfully requested.

A Petition for an Extension of Time requesting an extension of two months for filing the subject response is enclosed. The Commissioner is authorized to charge any deficiency or credit any overpayment in the fees for same to our Deposit Account No. 500663. A signed copy of this page is enclosed if required for this purpose.

Executed at Toronto, Ontario, Canada, on January 9, 2004.

INNOVISION LIMITED

  
Mark B. Eisen  
Registration No. 33088

MBE:jr  
Encl.      Duplicate of signature page  
Petition for Extension of Time (in duplicate)

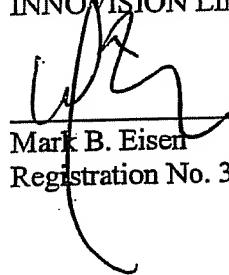
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